



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniel Mercola *et al.*

Application No.: 10/032,260

Filed: 20 December 2001

Title: "ISOLATION AND IDENTIFICATION OF CONTROL SEQUENCES  
AND GENES MODULATED BY TRANSCRIPTION FACTORS"

*File copy*

PETITION FOR PETITION UNINTENTIONAL DELAYED CLAIM OF PRIORITY

Mail Stop: Patent Application  
Commissioner for Patents  
U.S.P.T.O.  
Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.78(a)(2)(ii), Applicants hereby petition under 37 C.F.R. §1.17(t) for acceptance of an unintentional delayed claim for priority under 35 U.S.C. §120 to allow entry of the amendment to the specification inserting the section "Reference to Related Application" indicating that the application identified above is a continuation in part of patent application serial number 09/270,391 filed 16 March 1999 now United States patent 6,410,233.

A check in the amount of thirteen hundred and eighty-five dollars to cover the petition fee and terminal disclaimer fee is enclosed.

Respectfully submitted,

Date: 4 March 2005

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03/09/2005 MHEKONEN 00000097 10032260

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Adjustment date: 04/20/2005 RYELLEY  
04/21/2005 TOLUNKEI 00000001 10032260  
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04/21/2005 TOLUNKEI 00000001 10032260  
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10/032260 Examiner: SWITZER, JULIET GAU: 1634  
 Inventor: MERCOLA , DANIEL, et al Classification: 435/006.000  
 Status: 83 - ADVISORY ACTION MAILED  
 Title: ISOLATION AND IDENTIFICATION OF CONTROL SEQUENCES AND GENES MODULATED BY TRANSCRIPTI...  
 Start Date: Any Date End Date: Any Date

Fees report (10 items sorted by NONE in NO order)

Acct Date	Seq. Num.	Tran Type	Fee Code	Fee Amount	Mailroom Date	Payment Method
01/03/2002	00000001	1	201	\$370.00	12/02/2001	CK
01/03/2002	00000002	1	203	\$99.00	12/02/2001	CK
01/03/2002	00000003	1	202	\$126.00	12/02/2001	CK
02/13/2002	00000019	1	205	\$65.00	02/06/2002	CK
02/18/2004	00000082	1	2452	\$55.00	02/13/2004	CK
03/31/2004	00000016	1	2452	-\$55.00	02/13/2004	OP
03/31/2004	00000017	6	9103	\$55.00	03/31/2004	CK
03/09/2005	00000156	1	2814	\$65.00	03/04/2005	CK
03/09/2005	00000157	1	2622	\$1,320.00	03/04/2005	CK
04/11/2005	00000001	1	2622	\$50.00	03/04/2005	CC